THE HON'BLE SRI JUSTICE C.V. RAMULU

W.P.No.4687 of 1998

Dated: 25-07-2005

Between:

BOC India Limited

Nikkavanipalem, Visakhapatnam.

… Petitioner

And

The Presiding Officer, Industrial Tribunal-cum-Labour Court Visakhapatnam and others.

… Respondents

THE HON'BLE SRI JUSTICE C.V. RAMULU

W.P.No.4687 of 1998

ORDER:

This writ petition is filed by the Management of BOC India Limited (Formerly Indian

Oxygen Limited) represented by its Operations Manager, Visakhapatnam, being aggrieved by the award passed by the Labour Court at Visakhapatnam, in I.D.No.65 of 1994 dated 02-12-1997, wherein the petition filed under Section 2-A (2) of Industrial Disputes Act was considered and directed the petitioner management to reinstate the 2nd respondent-workman into service without backwages and without continuity of service.

However, it is brought to the notice of this Court that the workman died during the pendency of this writ petition on
24-01-2000 and till his death he was paid wages as required under Section 17-B of the Industrial Disputes Act. Nothing further remains to be adjudicated in the writ petition

It is needless to state that the legal heirs of the
2nd respondent-workman are entitled for all the benefits as per the award passed by the Labour Court treating that the workman has been reinstated and died while in service on 24-01-2000 therefore for the said period, the benefits shall be settled and paid if not already paid, within a period of three months from the date of receipt of this order.

The writ petition is accordingly closed. No order as to costs.

C.V. RAMULU, J

Dated: 25-07-2005

LSK